

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
299 East Broward Boulevard
Fort Lauderdale, FL 33301
954-769-5400

CLARENCE MADDOX
Court Administrator/Clerk of Court

CLERK, U.S. COURT OF APPEALS
Eleventh Judicial Circuit
56 Forsyth Street
Atlanta, Georgia 30303

Date: March 30, 2001
USDC # 00-6234-CR-WPD
USCA # 01-10212-H

IN RE: **USA v. Thompson**

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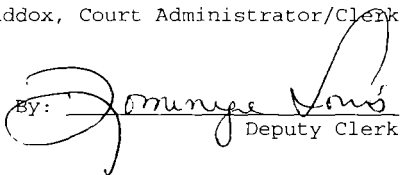
Certificate of Readiness of Record On Appeal

Pursuant to Fed.R.App.P. 11(c), the Clerk of the District Court for the Southern District of Florida hereby certifies that, as shown on the enclosed index, the record is complete for purposes of this appeal. The record (including the transcripts or parts thereof designated for inclusion and all necessary exhibits) consists of:

- 1 Volume of Pleadings
- 2 Volumes of Transcripts
- X Exhibits:
- 1 PSI (sealed)

Sincerely,

Clarence Maddox, Court Administrator/Clerk

By:  Deputy Clerk

Please Acknowledge Receipt of Certificate of Readiness.

Signature

LSS CLOSED
APPEAL

U.S. District Court
Southern District of Florida (FtLauderdale)

CRIMINAL DOCKET FOR CASE #: 00-CR-6234-ALL

USA v. Thompson

Filed: 08/22/00

Other Dkt # 0:00-m -04200

Case Assigned to: Judge William P. Dimitrouleas

TOBY WILLIAM THOMPSON (1) ,
DOB: 8/26/71 Prisoner # 55430-
004

defendant
[term 12/26/00]

J. David Bogenschutz
[term 12/26/00]
FTS 764-5040
[COR LD NTC ret]
Bogenschutz & Dutko
600 S Andrews Avenue
Suite 500
Fort Lauderdale, FL 33301
954-764-2500

Pending Counts:

Disposition

21:841B=CD.F CONTROLLED SUBST
SELL/DISTR/DISPENSE: PWID
MDMA (Ecstasy)
(1)

57 months imprisonment, 3 years
supervised release and \$100
special assessment
(1)

Offense Level (opening): 4

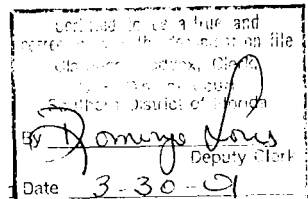
Terminated Counts:

NONE

Complaints

Disposition

Knowingly and intentionally
possess with intent to
distribute MDMA, a Schedule I
controlled substance, 21 USC
841(a)(2)
[0:00-m -4200]



Docket as of March 30, 2001 8:03 am

Page

Date

3-30-01

Proceedings include all events.
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TOBY WILLIAM THOMPSON, DOB: 8/26/71 Prisoner # 55430-004

defendant

=====

USA

plaintiff

U. S. Attorneys:

Nancy Vorpe Quinlan
FTS 820-8777
[COR LD NTC]
United States Attorney's Office
500 Australian Avenue
Suite 400
West Palm Beach, FL 33401
561-820-8711

PTS Officer
FTS 356-7915
954-769-5600
[COR LD NTC]
Pretrial Services Office
299 E Broward Boulevard
Suite 301
Fort Lauderdale, FL 33301
954-769-5600

Probation Officer
FTS 769-5566
954-769-5500
[COR LD NTC]
United States Probation Office
299 E Broward Boulevard
Room 409
Fort Lauderdale, FL 33301-1865
954-769-5500

Proceedings include all events.

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CLOSED APPEAL

- 8/12/00 -- ARREST of Toby William Thompson
[0:00-m -4200] (pb) [Entry date 08/14/00]
- 8/14/00 1 COMPLAINT as to Toby William Thompson
[0:00-m -4200] (pb) [Entry date 08/14/00]
- 8/14/00 2 Minutes of initial on complaint held on 8/14/00 before
Magistrate Judge Lurana S. Snow as to Toby William Thompson
Tape #: 00-040
[0:00-m -4200] (pb) [Entry date 08/14/00]
- 8/14/00 3 ORDER on Initial Appearance as to Toby William Thompson
Pretrial Detention Requested Report re counsel set for
10:00 8/17/00 ; Detention hearing set for 10:00 8/17/00 ;
Preliminary examination set for 11:00 8/24/00 for Toby
William Thompson ; before Magistrate Judge Lurana S. Snow,
, (Signed by Magistrate Judge Lurana S. Snow on
8/14/00) Tape # 00-040 CCAP
[0:00-m -4200] (pb) [Entry date 08/14/00]
- 8/15/00 4 REPORT Commencing Criminal Action as to Toby William
Thompson DOB: 8/26/71 Prisoner # 55430-004
[0:00-m -4200] (pb) [Entry date 08/15/00]
- 8/17/00 5 Minutes of held on Pretrial Detention before Magistrate
Judge Lurana S. Snow as to Toby William Thompson ;Detention
Ordered Tape #: 00-032
[0:00-m -4200] (pb) [Entry date 08/17/00]
- 8/21/00 6 NOTICE of Appearance for Toby William Thompson by Attorney
J. David Bogenschutz
[0:00-m -4200] (dd) [Entry date 08/21/00]
- 8/21/00 7 Waiver of Preliminary Examination or Hearing by Toby
William Thompson (Signed by Magistrate Judge Lurana S.
Snow on 8/21/00) CCAP [EOD Date: 8/21/00]
[0:00-m -4200] (dd) [Entry date 08/21/00]
- 8/21/00 8 Minutes of inquiry re counsel held on 8/21/00 before
Magistrate Judge Lurana S. Snow as to Toby William Thompson
David Bogenschutz entered permanent appearance and
requested arraignment be reset. Waiver of timely
prelim/arraignment executed and hearing reset to 8-29-00 at
11 a.m. before Judge Seltzer.Tape #: 00-045
[0:00-m -4200] (pb) [Entry date 08/21/00]
- 8/21/00 9 ORDER OF DETENTION as to Toby William Thompson (Signed by
Magistrate Judge Lurana S. Snow on 8/21/00) Tape # 00-045
CCAP
[0:00-m -4200] (pb) [Entry date 08/22/00]
- 8/22/00 10 INDICTMENT as to Toby William Thompson (1) count(s) 1
(Criminal Category 1) (dd) [Entry date 08/22/00]

Bag vol. 1

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vol. 1 cont. CLOSED APPEAL

8/22/00 -- Magistrate identification: Magistrate Judge Lurana S. Snow
(dd) [Entry date 08/22/00]

8/22/00 (11) OBJECTIONS by Toby William Thompson to [9-1] order (ss)
[Entry date 08/23/00]

8/28/00 (12) RESPONSE by USA as to Toby William Thompson to [11-1]
objections (ss) [Entry date 08/29/00]

9/1/00 (13) Minutes of Arraignment held on 9/1/00 before Magistrate
Barry S. Seltzer as to Toby William Thompson; Status
Conference 9/15/00 at 11:00; Court Reporter Name or Tape #:
00-070 @ 221 (ss) [Entry date 09/01/00]

9/1/00 (14) STANDING DISCOVERY ORDER as to Toby William Thompson all
motions concerning matters not covered by this order must
be filed within 28 days of this order (Signed by Magistrate
Barry S. Seltzer on 9/1/00) CCAP (ss) [Entry date 09/01/00]

9/1/00 (15) ORDER RE: STATUS CONFERENCE, SPEEDY TRIAL, PRETRIAL MATTERS
as to Toby William Thompson Status conference set for 11:00
9/15/00 for Toby William Thompson before Magistrate Judge
Lurana S. Snow (Signed by Magistrate Barry S. Seltzer on
9/1/00) CCAP [EOD Date: 9/1/00] CCAP (ss)
[Entry date 09/01/00]

9/1/00 (16) ARRAIGNMENT INFORMATION SHEET for Toby William Thompson (1)
count(s) 1 NOT GUILTY PLEA ENTERED as to all counts. Court
accepts plea. (ss) [Entry date 09/05/00]

9/5/00 (17) ORDER as to Toby William Thompson overruling [11-1]
objections to detention order (Signed by Judge William P.
Dimitrouleas on 9/5/00) CCAP [EOD Date: 9/6/00] CCAP (ss)
[Entry date 09/06/00]

9/6/00 (18) NOTICE of Hearing as to Toby William Thompson: Set Jury
trial for 9:00 10/2/00 for Toby William Thompson before
Judge William P. Dimitrouleas, Set calendar call for 9:00
9/29/00 for Toby William Thompson before Judge William P.
Dimitrouleas (ss) [Entry date 09/06/00]

9/13/00 (19) NOTICE OF INTERLOCUTORY APPEAL by Toby William Thompson re:
[17-1] order EOD Date: 9/6/00; Filing Fee: \$ 105.00;
Receipt #: 520438; Copies to USCA, AUSA, USM, USPTS and
Counsel of Record. (gf) [Entry date 09/13/00]

9/13/00 -- Certified copies of Notice of Appeal, Docket and Order
under appeal to USCA: as to Toby William Thompson [19-1]
appeal (gf) [Entry date 09/13/00]

9/21/00 -- NOTICE of Receipt of Transmittal Letter from USCA as to
Toby William Thompson Re: [19-1] appeal USCA Number:
00-14865-A (dl) [Entry date 09/22/00]

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vol. 1 cont.

- 9/21/00 (20) RESPONSE to Standing Discovery Order by USA as to Toby William Thompson (lh) [Entry date 09/22/00]
- 9/29/00 (21) Minutes of Change of Plea held on 9/29/00 before Judge William P. Dimitrouleas as to Toby William Thompson; GUILTY: Toby William Thompson (1) count(s) 1; Sentencing 12/8/00 at 1:30; Court Reporter Name or Tape #: Bob Ryckoff (ss) [Entry date 10/02/00]
- 9/29/00 -- Change of Plea Hearing as to Toby William Thompson held (ss) [Entry date 10/02/00]
- 9/29/00 (22) Plea Agreement as to Toby William Thompson (ss) [Entry date 10/02/00]
- 9/29/00 (23) NOTICE of Hearing as to Toby William Thompson: Setting Sentencing for 1:30 12/8/00 for Toby William Thompson before Judge William P. Dimitrouleas (ss) [Entry date 10/02/00]
- 10/5/00 (24) USCA Decision on Interlocutory Appeal as to Toby William Thompson re: [19-1] appeal dismissing pursuant to order granting appellant's motion for voluntary dismissal. (gf) [Entry date 10/10/00]
- 11/16/00 25 TRANSCRIPT filed as to Toby William Thompson of Pretrial Detention Hearing held 8/17/00 before Judge Lurana S. Snow Volume #: I Pages: 1 through 36 (ss) [Entry date 11/17/00]
- 11/24/00 (26) NOTICE of Hearing as to Toby William Thompson: Resetting Sentencing for 1:30 12/15/00 for Toby William Thompson before Judge William P. Dimitrouleas (ss) [Entry date 11/27/00]
- 11/30/00 (27) MOTION by USA as to Toby William Thompson to reset sentencing hearing (ss) [Entry date 12/01/00]
- 11/30/00 (28) ORDER as to Toby William Thompson granting [27-1] motion to reset sentencing hearing as to Toby William Thompson (1) Resetting Sentencing for 10:00 12/22/00 before Judge William P. Dimitrouleas (Signed by Judge William P. Dimitrouleas on 11/30/00) CCAP [EOD Date: 12/1/00] CCAP (ss) [Entry date 12/01/00]
- 12/1/00 (29) RULE 32 (c) Submission by Toby William Thompson (ss) [Entry date 12/01/00]
- 12/15/00 (30) MOTION by Toby William Thompson for downward departure (ss) [Entry date 12/18/00]
- 12/21/00 (31) SUPPLEMENT by Toby William Thompson to: [29-1] rule 32(c) submission (ss) [Entry date 12/21/00]

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- 12/21/00 (32) RESPONSE by USA as to Toby William Thompson to [29-1] rule 32(c) submission, [30-1] motion for downward departure (ss) [Entry date 12/22/00] *Vol. 1 cont.*
- 12/22/00 (33) Minutes of Sentencing held on 12/22/00 before Judge William P. Dimitrouleas as to Toby William Thompson; Court Reporter Name or Tape #: Bob Ryckoff (ss) [Entry date 12/22/00]
- 12/22/00 -- Sentencing held Toby William Thompson (1) count(s) 1 (dp) [Entry date 12/26/00]
- 12/26/00 (34) JUDGMENT as to Toby William Thompson (1) count(s) 1. 57 months imprisonment, 3 years supervised release and \$100 special assessment (Signed by Judge William P. Dimitrouleas on 12/26/00) CCAP [EOD Date: 12/26/00] CCAP (dp) [Entry date 12/26/00]
- 12/29/00 (35) NOTICE OF APPEAL by Toby William Thompson re: [34-1] judgment order. EOD Date: 12/26/00; Toby William Thompson (1) count(s) 1; Filing Fee: \$ 105.00 Receipt #: 521273; Copies to USCA, AUSA, USM, USPO and Counsel of Record. (gf) [Entry date 01/08/01]
- 1/8/01 -- Certified copies of Notice of Appeal, Docket and Order under appeal to USCA: as to Toby William Thompson [35-1] appeal (gf) [Entry date 01/08/01]
- 1/19/01 (36) TRANSCRIPT INFORMATION FORM as to Toby William Thompson re: [35-1] appeal received. (Forwarded to Court Reporter Coordinator) (gf) [Entry date 01/19/01]
- 1/19/01 -- NOTICE of Receipt of Transmittal Letter from USCA as to Toby William Thompson Re: [35-1] appeal USCA Number: 01-10212-H (dl) [Entry date 01/22/01]
- 2/13/01 (37) APPEAL INFORMATION SHEET as to Toby William Thompson re: [35-1] appeal ; Transcript ordered. No financial arrangements made with Court Reporter. (gf) [Entry date 02/16/01]
- 2/20/01 (38) Appeal Information Sheet as to Toby William Thompson re: [35-1] appeal Transcript due 3/15/01 for Toby William Thompson (gf) [Entry date 02/22/01]
- 3/12/01 39 TRANSCRIPT EXCERPT filed as to Toby William Thompson of Sentence held 12/22/00 before Judge William P. Dimitrouleas Volume #: 1 Pages: 1-40 re: [35-1] appeal . Appeal record due on 3/27/01 for Toby William Thompson (gf) [Entry date 03/13/01] *Vol. 3*
- 3/30/01 (40) Certificate of readiness transmitted to USCA as to Toby William Thompson re: [35-1] appeal by Toby William Thompson USCA # 01-10212-H (dl) [Entry date 03/30/01] *End. Vol. 1*